IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 18TH DECEMBER 2006 / 27TH AGRAHAYANA 1928

WP(C).No. 9881 of 2006(B)
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PETITIONER:
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E.A.MOHANAN, KADAMBARI TEXTILES,
MEENAGADI, WAYNAD.

BY ADV. SRI.P.M.MANOJ

RESPONDENTS:
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MEENAGADI GRAMA PANCHAYAT, REP. BY ITS
SECRETARY, MEENAGADI, WYNAD.

BY ADV. SRI.ASOK M.CHERIAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO.9881/2006

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF THE NOTICE DATED 14.3.2006

EXT.P2: COPY OF THE REPRESENTATION DATED 17.3.2006

EXT.P3: COPY OF THE RENT RECEIPT ISSUED BY THE PANCHAYAT FROM APRIL TO SEPTEMBER 2006

EXT.P4: NOTICE BY THE RSPONDENT DATED 13.11.2006

EXT.P5: REPLY BY THE PETITIONER TO THE RESPONDENT.

RESPONDENTS EXHIBITS:

EXT.R1(a): COPY OF THE JUDGMENT OF THE HON'BLE HIGH COURT OF KERALA IN W.P.(C) NO.24922/2005 DATED 24.10.2005

**PIUS C.KURIAKOSE, J.**

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**W.P.(C)NO. 9881 of 2006**

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**Dated this 18th day of December, 2006**

**JUDGMENT**

This court on admitting the writ petition granted stay on condition that the petitioner deposit at the rate of Rs.12,000/- on or before the last working of every month. Now the petitioner has filed an application ( I.A. No 17362/2006) stating that the amount is unaffordable for the petitioner and praying that the amount be reduced to Rs.6,000/- per month.

2. Heard both sides. Having regard to the submissions made, this writ petition itself will stand disposed of with the following directions:

The order of stay presently passed will continue on condition that the petitioner remits on the last day of every month at the rate of Rs.7,500/- ( Rupees Seven Thousand Five Hundred only) till such time a final decision is taken by the Panchayat on Ext.P5 submitted by the petitioner.

ii). The Panchayt will take up Ext.P5, hear the petitioner

and take a decision on Ext.P5 at the earliest and at any rate within three months of receiving a copy of this judgment.

**PIUS C.KURIAKOSE**
**Judge**

dpk